

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Malcolm Jamal Bryant

Docket No. 5:15-CR-373-2H

Petition for Action on Supervised Release

COMES NOW Scott Plaster, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Malcolm Jamal Bryant, who, upon an earlier plea of guilty to Possession With Intent to Distribute a Quantity of a Mixture of Methamphetamine and a Quantity of Heroin and Aiding and Abetting, was sentenced by the Honorable Malcolm J. Howard, Senior U.S. District Judge, on November 9, 2016, to the custody of the Bureau of Prisons for a term of 18 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 36 months.

Malcolm Jamal Bryant was released from custody on March 14, 2017, at which time the term of supervised release commenced.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS: The defendant has failed to comply with the terms and conditions of the Surprise Urinalysis Program, having failed to submit to drug testing as required on eight separate occasions. When called into the probation office to address his failure to comply with supervision requirements, the defendant submitted a drug test that tested positive for marijuana use. He is currently enrolled in, and is participating in substance abuse treatment. Rather than return to court at this time, it is recommended the conditions of supervision be modified to require the defendant to be confined in the custody of the Bureau of Prisons for two days, in addition to including the DROPS Program beginning in the second use level. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that supervised release be modified as follows:

1. While under supervision in the Eastern District of NC, the defendant shall participate in the DROPS Program and, in response to detected illegal drug use, shall be confined in the custody of the Bureau of Prisons for a period not to exceed 30 days of intermittent confinement, as arranged by the probation office, in the following increments: First Use - Two Days; Second Use - Five Days; Third Use - Ten Days; The defendant shall begin the DROPS Program in the second use level.
2. The defendant shall be confined in the custody of the Bureau of Prisons for a period of 2 days, as arranged by the probation office and shall abide by all rules and regulations of the designated facility.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

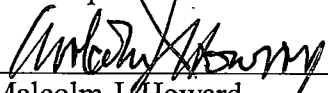
I declare under penalty of perjury that the foregoing
is true and correct.

/s/ Jeffrey L. Keller
Jeffrey L. Keller
Supervising U.S. Probation Officer

/s/ Scott Plaster
Scott Plaster
U.S. Probation Officer
310 New Bern Avenue, Room 610
Raleigh, NC 27601-1441
Phone: 919-861-8808
Executed On: October 26, 2017

ORDER OF THE COURT

Considered and ordered this 30th day of October, 2017, and ordered filed and
made a part of the records in the above case.



Malcolm J. Howard
Senior U.S. District Judge